

1208289091378001

US BANK/FCC AUG 27 2012

READ INSTRUCTIONS CAREFULLY  
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION  
REMITTANCE ADVICE  
FORM 159

Approved by OMB  
3060-0589  
Page No. 1 of 2

(1) LOCKBOX # <b>979091</b>		SPECIAL USE ONLY	
		FCC USE ONLY	
SECTION A - PAYER INFORMATION			
(2) PAYER NAME (if paying by credit card enter name exactly as it appears on the card) <b>DIXVILLE TELEPHONE COMPANY</b>		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) <b>\$1,050.00</b>	
(4) STREET ADDRESS LINE NO. 1 <b>450 BEDFORD STREET</b>			
(5) STREET ADDRESS LINE NO. 2			
(6) CITY <b>LEXINGTON</b>		(7) STATE <b>MA</b>	(8) ZIP CODE <b>02420</b>
(9) DAYTIME TELEPHONE NUMBER (include area code) <b>(781) 402-1731</b>		(10) COUNTRY CODE (if not in U.S.A.)	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(11) PAYER (FRN) <b>0005093372</b>		(12) FCC USE ONLY	
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C) COMPLETE SECTION BELOW FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(13) APPLICANT NAME			
(14) STREET ADDRESS LINE NO. 1			
(15) STREET ADDRESS LINE NO. 2			
(16) CITY		(17) STATE	(18) ZIP CODE
(19) DAYTIME TELEPHONE NUMBER (include area code)		(20) COUNTRY CODE (if not in U.S.A.)	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(21) APPLICANT (FRN)		(22) FCC USE ONLY	
COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(23A) CALL SIGN/OTHER ID	(24A) PAYMENT TYPE CODE <b>CDT</b>	(25A) QUANTITY <b>1</b>	
(26A) FEE DUE FOR (PTC) <b>\$1,050.00</b>	(27A) TOTAL FEE <b>\$1,050.00</b>	FCC USE ONLY	
(28A) FCC CODE 1		(29A) FCC CODE 2	
(23B) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE	(25B) QUANTITY	
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE	FCC USE ONLY	
(28B) FCC CODE 1		(29B) FCC CODE 2	
SECTION D - CERTIFICATION			
CERTIFICATION STATEMENT I, <b>HARRY MALONE</b> , certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief.			
SIGNATURE <b>[Signature]</b>		DATE <b>8/24/12</b>	
SECTION E - CREDIT CARD PAYMENT INFORMATION			
MASTERCARD _____ VISA _____ AMEX _____ DISCOVER _____			
ACCOUNT NUMBER _____		EXPIRATION DATE _____	
I hereby authorize the FCC to charge my credit card for the service(s)/authorization herein described.			
SIGNATURE _____		DATE _____	

# DEVINE MILLIMET

ATTORNEYS AT LAW

August 27, 2012

HARRY N. MALONE, ESQ.  
T 603.695.8532  
HMALONE@DEVINEMILLIMET.COM

***VIA OVERNIGHT MAIL***

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Wireline Competition Bureau Applications  
c/o U.S. Bank – Government Lockbox # 979091, SL-MO-C2-GL  
1005 Convention Plaza, St. Louis, MO 63101

Attention: FCC Government Lockbox

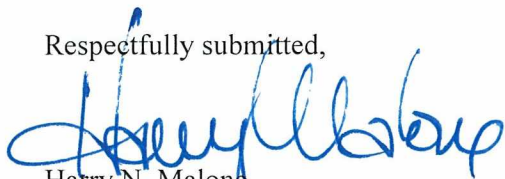
Re: In the Matter of Dixville Telephone Company and Balsams View, LLC Application for  
Authorization Pursuant to Section 214 of the Communications Act of 1934, as amended,  
for a Transfer of Control of Domestic Carrier

Dear Ms. Dortch:

On behalf of Dixville Telephone Company (“DTC”) and Balsams View, LLC (“Balsams View”), enclosed please find an original and six (6) copies of an application for approval to complete the transfer of control of DTC to Balsams View. As noted in the attached application, we are respectfully requesting that this application be accorded streamlined treatment.

Also enclosed is a completed Fee Remittance Form 159 accompanied by a check in the amount of \$1,050.00 to the Federal Communications Commission. Please date-stamp the enclosed extra copy of this filing and return it in the envelope provided. Please direct any questions regarding this filing to the undersigned.

Respectfully submitted,



Harry N. Malone  
Counsel to Dixville Telephone Company

cc: Bradford E. Cook, Esq. (Counsel to Balsams View, LLC)

HNH:aec

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554**

In the Matter of	)	
	)	
Dixville Telephone Company	)	
and	)	
Balsams View, LLC	)	
	)	
Application for Authorization Pursuant to	)	
Section 214 of the Communications Act of	)	WC Docket No. _____
1934, as Amended, for Transfer of Control	)	

**APPLICATION FOR TRANSFER OF CONTROL**

Dixville Telephone Company ("DTC"), Dixville Telephone Company ("DTC"), a division of Tillotson Corporation ("Tillotson"), a Massachusetts company, and Balsams View, LLC ("Balsams View"), (collectively the "Applicants"), hereby submit this Application for Authority to Transfer DTC to Balsams View. This Application is submitted in contemplation of the transfer of all rights, franchises and control of the telephone company incident to the sale of all operations of the Balsams Grand Resort, the primary customer of DTC. Upon Commission approval, DTC will be transferred from its current sole owner, Tillotson Corporation, to Balsams View. Prompt grant of this Application will allow the Applicants to finalize the overall transaction and proceed with renovation of the Resort, which in turn will contribute to the economic health of the community. For the reasons stated herein, Applicants respectfully submit that this Application is subject to the Commission's "streamlined" processing rules found in Section 63.03(b)(2), thus supporting prompt approval of the transaction.

**SECTION 63.04(a) INFORMATION**

Pursuant to Section 63.04(a) of the Commission's rules, the Applicants provide the following information in support of this requested transfer of control:

(1) Applicants' Name, Address and Telephone Number

Dixville Telephone Company

Ann C. Walsh  
Assistant Treasurer  
450 Bedford Street  
Lexington, MA 02420  
Telephone: (781) 402-1731

Balsams View, LLC

Daniel Hebert  
Member  
12 Pleasant Street  
Colebrook, NH 03576  
Telephone: (603) 237-4454

(2) State of Organization

DTC is a division of Tillotson Corporation, a Massachusetts corporation. Balsams View, LLC is a New Hampshire limited liability company.

(3) Contact Information

All correspondence, notices and inquiries regarding this Application should be addressed to:

Harry N. Malone  
Devine Millimet & Branch, P.A.  
111 Amherst Street  
Manchester, NH 03101  
Telephone: (603) 695-8532

Copies of all correspondence should also be forwarded to

Bradford E. Cook  
Sheehan Phinney Bass + Green  
1000 Elm Street, 17th Floor  
P.O. Box 3701  
Manchester, NH 03105-3701  
Telephone: (603) 627-8110

(4) Ten percent (10%) Equity Shareholders:

A. DTC

DTC is a wholly-owned division of the Tillotson Corporation. The Tillotson Corporation is wholly owned by the Neil Tillotson Trust. The Managing Director of the Neil Tillotson Trust is:

Thomas Deans  
353 Potter Road  
Center Conway, NH 03813

B. TRANSFEREE — Balsams View, LLC

Balsams View, LLC is a limited liability company organized under the laws of the State of New Hampshire. It does not provide any telecommunications services. There are two members in the LLC:

<u>Name</u>	<u>Title</u>	<u>Occupation</u>	<u>Citizenship</u>
Daniel Degesse	Member	Automobile Dealer	USA
Daniel Hebert, Jr.	Member	Contractor	USA

The address for each of these individuals is:

12 Pleasant Street  
Colebrook, NH 03576-3248

The foregoing reflects all 10% or more derivative equity interests of the Applicants.

(5) Certification Pursuant to Rules 1.2001-1.2003

Applicants hereby certify, pursuant to 47 C.F.R. §§ 1.2001-1.2003, that to the best of their knowledge, information, and belief, no party to the Application is subject to denial of federal benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862.

(6) Description of the Transaction

Balsams View will acquire all of the assets, liabilities, rights, obligations and franchises of DTC. Following this acquisition, DTC will be held as a 100% wholly-owned subsidiary of

Balsams View. Accordingly, upon consummation of the transaction, control of DTC will be transferred from the current ownership trust of Tillotson Corporation to Balsams View.

(7) Geographic Description

DTC is an incumbent local exchange carrier providing local exchange and exchange access service to subscribers in the Dixville township area of Coos County in far northern New Hampshire. DTC operates one exchange and has 14 end user access lines. Please refer to Exhibit A for the location of DTC's service territory.

(8) Streamlined Treatment

Balsams View is not a telecommunications carrier. Thus, the Application is entitled to a presumption of eligibility for streamlined treatment pursuant to Sections 63.03(b)(1)(ii). Furthermore, even without this presumption, the Applicants submit that streamlined treatment would be merited upon a case-by-case review. This application presents no novel questions of fact, law or policy, nor are there any competitive carriers in the DTC territory that would be affected by this transfer.

(9) Other Related Applications Before the Commission

Not Applicable

(10) Statement of Imminent Business Failure

Not applicable.

(11) Separately Filed Waiver Requests

None

(12) Public Interest Statement

Prompt grant of this Application will allow the Applicants to move forward on plans to renovate the Balsams Grand Resort and contribute to the economy of this remote area.

Applicants respectfully submit that this result can be accomplished in a manner that raises no competitive concerns that should delay Commission approval. This transaction solves the “chicken-egg” problem inherent in underserved areas. Without end users, telephone companies cannot introduce or maintain service; however, without a telephone company, end users will not locate in such areas. Upon consummation of the transaction, DTC will be under the control of the entity that has the most to gain from DTC’s continued existence and success. It will continue to operate in accordance with the existing management services agreements and arrangements (“MSAs”) for operations and billing which will be assigned to Balsams View. Furthermore, Tillotson Corporation, or its designee, will enter into an MSA with Balsams View to continue to provide administrative and regulatory compliance services. Accordingly, the Applicants respectfully submit that the public interest would be served by a grant of this requested transfer of control.

**CONCLUSION**

For the foregoing reasons, Applicants respectfully request that the Commission promptly grant this Application.

Respectfully submitted,

DIXVILLE TELEPHONE COMPANY

By its Attorneys,  
DEVINE, MILLIMET & BRANCH P.A.

By: \_\_\_\_\_

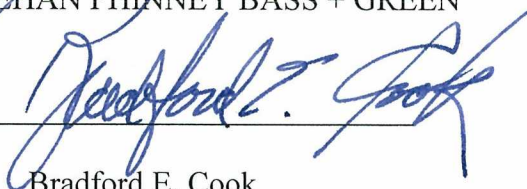


Harry N. Malone  
111 Amherst Street  
Manchester, NH 03101  
(603) 695-8532  
hmalone@devinemillimet.com

BALSAMS VIEW, LLC

By its Attorneys,  
SHEEHAN PHINNEY BASS + GREEN

By: \_\_\_\_\_



Bradford E. Cook  
1000 Elm Street, 17th Floor  
P.O. Box 3701  
Manchester, NH 03105-3701  
(603) 627-8110  
bcook@sheehan.com

Dated: August 24, 2012



## DECLARATION

I, Daniel Hebert, the duly authorized Member of Balsams View, LLC being first duly sworn, hereby depose and say that I have read the foregoing Petition by Dixville Telephone Company and Balsams View, LLC, and the facts alleged therein are true to the best of my knowledge and belief.

Dated: August 22, 2012

  
Daniel Hebert

STATE OF NEW HAMPSHIRE  
COUNTY OF COOS

Sworn to and subscribed before me this 22<sup>nd</sup> day of August, 2012.

  
Justice of the Peace/Notary Public


My Commission Expires:

JILL E. YOUNG, Notary Public  
My Commission Expires April 18, 2017

DECLARATION

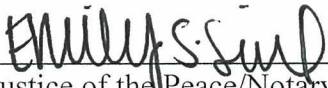
I, Ann C. Walsh, Assistant Treasurer of Tillotson Corporation, being first duly sworn, hereby depose and say that I have read the foregoing Petition by Dixville Telephone Company and Balsams View, LLC, and the facts alleged therein are true to the best of my knowledge and belief.

Dated: August 20, 2012

  
Ann C. Walsh

COMMONWEALTH OF MASSACHUSETTS  
COUNTY OF MIDDLESEX

Sworn to and subscribed before me this 20 day of August, 2012.

  
Justice of the Peace/Notary Public

My Commission Expires: 9/29/2017

Exhibit A  
Location of Dixville Telephone Company Service Territory



State of New Hampshire  
Telecom Franchise Areas

April 12, 2011

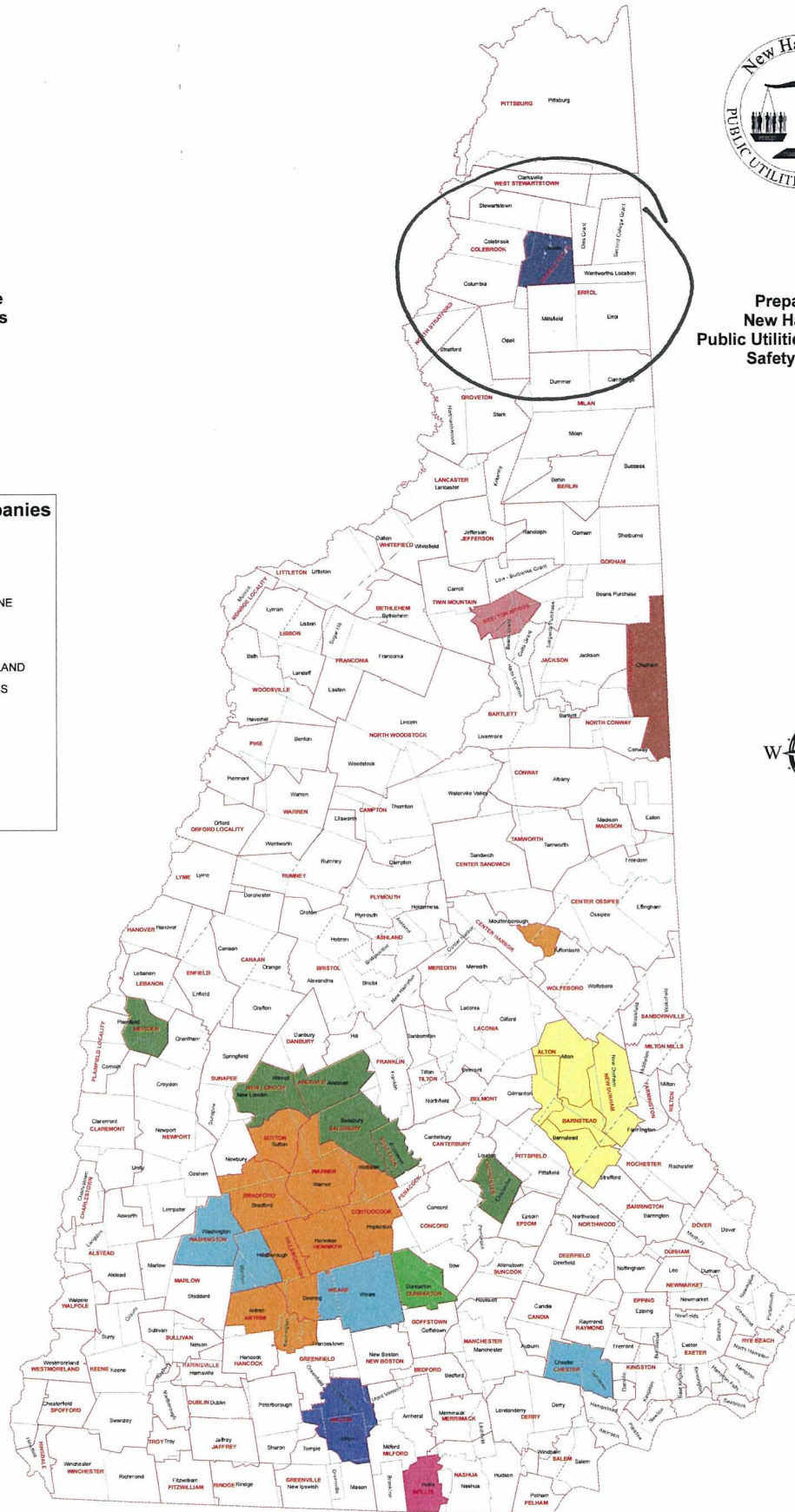
Prepared by:  
New Hampshire  
Public Utilities Commission  
Safety Division

Serving Telephone Companies

- exchange boundary
- town boundary

FRANCHISE AREAS

- BRETTON WOODS TELEPHONE
- DANBARTON TELEPHONE
- DIXVILLE PHONE CO
- FAIRPOINT CLASSIC NORTHLAND
- FAIRPOINT COMMUNICATIONS
- GRANITE STATE TELEPHONE
- TDS HOLLIS
- TDS KEARSARGE
- TDS MERRIMACK COUNTY
- TDS UNION TELEPHONE
- TDS WILTON



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